



10/08/04 JEC/BP5795539

Attorney Reference Number 6947-67205-01
Application Number 08/776,350

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Brown et al.

Application No. 08/776,350

Filed: April 18, 1997

Confirmation No. 1818

For: TREATMENT OF CANCER USING HSV
MUTANT

Examiner: Susan Ungar, Ph.D.

Art Unit: 1642

Attorney Reference No. 6947-67205-01

MAIL STOP AMENDMENT
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I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney
for Applicant(s)

Tanya M. Harding, Ph.D.

Date Mailed October 8, 2004

AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION

This Amendment and Response to Non-Final Office Action ("Amendment") is filed in response to the Office action dated May 10, 2004. A three-month period for response was set, making a response due on or before August 10, 2004. Applicants petition for a two-month extension of time, making a response due no later than October 10, 2004; the appropriate extension fee accompanies this filing. If the Commissioner concludes that additional fees are required, deposit account authority is provided on the attached transmittal sheet.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2.

Remarks begin on page 4.

A brief **Conclusion** is provided on page 23.